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**From:** McDavit, Michael W. [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=4CB54848E7F641BF90E7CBBFEDB28971-MICHAEL W. MCDAVIT]  
**Sent:** 12/20/2018 10:01:19 PM  
**To:** Hough, Palmer [Hough.Palmer@epa.gov]  
**Subject:** RE: Assumption and the 2008 Mitigation Rule

Thanks Palmer. We'll take a look.

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**From:** Hough, Palmer  
**Sent:** Thursday, December 20, 2018 4:39 PM  
**To:** McDavit, Michael W. <Mcdavit.Michael@epa.gov>; Hurlid, Kathy <Hurlid.Kathy@epa.gov>  
**Cc:** Frazer, Brian <Frazer.Brian@epa.gov>; Kaiser, Russell <Kaiser.Russell@epa.gov>; Bennett, Brittany <bennett.brittany@epa.gov>  
**Subject:** Assumption and the 2008 Mitigation Rule

Mike/Kathy

Per a request from Lee F, we have identified a few potential areas for revision in the 2008 Mitigation Rule. We wanted to flag for you that one of these potential areas relates to assumption. Below is the write-up we put together after discussions with folks from Regions 2, 4, and 5. We have only had one preliminary discussion with Army thus far, so this is all extremely draft and subject to change but we wanted to keep you in the loop. We will be sure to coordinate closely with you on anything related to assumption moving forward. Please let us know if you have any questions at this time.

Thanks, Palmer

*Facilitating state assumption of the 404 program*

## Ex. 5 Deliberative Process (DP)

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